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Attorneys for Defendant  
CITY OF SAN LEANDRO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

INTERNATIONAL CHURCH OF THE  
FOURSQUARE GOSPEL,

Plaintiff,

v.

CITY OF SAN LEANDRO, a municipal  
corporation,

Defendant.

FAITH FELLOWSHIP FOURSQUARE  
CHURCH,

Real Party in Interest.

Case No. C07-03605-PJH

DECLARATION OF DEBORAH J.  
FOX IN SUPPORT OF CITY OF SAN  
LEANDRO'S MOTION FOR  
SUMMARY JUDGMENT OR IN  
THE ALTERNATIVE SUMMARY  
ADJUDICATION OF CLAIMS

Hearing:

Date: October 1, 2008

Time: 9:00 a.m.

Courtroom: 3

Honorable Phyllis J. Hamilton  
Complaint Filed: 7/12/07

1 I, Deborah J. Fox, hereby declare as follows:

2 1. I am a principal in the law firm of Meyers, Nave, Riback, Silver & Wilson,  
3 which firm serves as special counsel to defendant City of San Leandro ("the City"). I am  
4 admitted to practice in both the state and federal courts, and am the lead attorney  
5 responsible for handling the above-captioned case on behalf of the City.

6 2. I make this declaration in support of the City's motion for summary judgment  
7 and if called upon to testify, I could and would competently testify to the same.

8 3. Submitted concurrently as Exhibit 28 is a true and correct copy of excerpts  
9 of the Deposition of John Jermanis, taken on May 19, 2008.

10 4. Submitted concurrently as Exhibit 29 is a true and correct copy of excerpts  
11 of the Deposition of Luke Sims, taken on May 19, 2008.

12 5. Submitted concurrently as Exhibit 30 is a true and correct copy of excerpts  
13 of the Deposition of Gary Mortara, taken on May 20, 2008 and June 6, 2008.

14 6. Submitted concurrently as Exhibit 36 is a true and correct copy of  
15 Commercial Property Purchase Agreement and Joint Escrow Instructions (Non-  
16 Residential), dated March 24, 2006. Said document was identified at the deposition of  
17 Gary Mortara taken on May 20, 2008.

18 7. Submitted concurrently as Exhibit 37 is a true and correct copy of  
19 Addendum to Commercial Property Purchase Agreement and Joint Escrow Instructions  
20 (Non-Residential), dated March 28, 2006. Said document was identified at the deposition  
21 of Gary Mortara taken on June 6, 2008.

22 I declare under penalty of perjury under the laws of the State of California that the  
23 foregoing is true and correct and is of my own personal knowledge, that if called to testify  
24 I could and would competently testify to the same, and that this declaration was executed  
25 this 27th day of August 2008, at Los Angeles, California.

26  
27  
28  
  
DEBORAH J. FOX

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